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Director and Health Officer

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July 19, 2012

TO: Each Supervisor

FROM:  Jonathan E. Fielding, M.D., M.P.H.
Director and Health Officer

SUBJECT: **NOTIFICATION OF THE USE OF DELEGATED AUTHORITY TO
ACCEPT STANDARD AGREEMENT NUMBER 12-10024 FROM THE
CALIFORNIA DEPARTMENT OF PUBLIC HEALTH FOR THE
ENVIRONMENTAL HEALTH RADIATION MANAGEMENT PROGRAM**

This is to notify you that I am exercising the delegated authority approved by your Board on June 19, 2012 to: 1) accept and implement a Standard Agreement (SA) from the California Department of Public Health (CDPH) for the term of July 1, 2012 through June 30, 2013, at an amount estimated not to exceed \$3,400,000; and 2) to accept future SAs that are consistent with the requirements of the SA referenced above that extend the term through June 30, 2015, at amounts to be determined by CDPH, estimated not to exceed \$3,400,000 per fiscal year (FY), to support the Department of Public Health Division's Environmental Health Radiation Management Program (EHRMP), subject to review and approval as to form by County Counsel, review by Chief Executive Office (CEO) Risk Management as needed, and notification to your Board and the CEO to include significant contractual provisions required by the State that depart from standard Board-approved language, including insurance and indemnification.

Under this authority, I will accept CDPH SA Number 12-10024 for the period July 1, 2012 through June 30, 2015 in the amount of \$8,183,945, consisting of \$2,681,495 for FY 2012-13, \$2,751,225 for FY 2013-14, and \$2,751,225 for FY 2014-15. The SA will allow EHRMP to complete technical evaluations of applications for new or renewed radioactive material licenses; inspect radiation facilities; evaluate the use of radiation producing equipment and the storage, handling, disposal, and transportation of radioactive material; investigate radiologic incidents and complaints; and respond to radiological emergencies in Los Angeles County.

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The Standard Agreement allows the County to self-insure rather than obtain outside insurance. It also requires the County to indemnify the State for all claims and losses relating to the Agreement. This is a standard requirement of the State and cannot be waived. I have been advised by Risk Management and County Counsel of the risks associated with this provision. However, I believe these risks to be acceptable in light of the need for the program funds and the resulting benefit to public health.

County Counsel has reviewed and approved the SA as to form and this delegated authority action.

If you have any questions or need additional information, please let me know.

JEF:av
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c: Chief Executive Officer
County Counsel
Executive Officer, Board of Supervisors